

**North Canton City Council Notice
Committee of the Whole Agenda
Monday, September 21, 2015 – 7:00 p.m.**

North Canton City Council will meet as a Committee of the Whole **Monday, September 21, 2015 at 7:00 p.m.** in Council Chambers at North Canton City Hall.

Items to be discussed.

1. Water, Sewer and Rubbish Committee

Chairperson: Mark Cerreta
Vice Chairperson: Dan Griffith
Doug Foltz
Dominic Fonte
Marcia Kiesling
Daniel Peters
Stephanie Werren

- (a) An ordinance authorizing the waterline extension for St. James Place No. 13, located in part of the S.E. and S.W. Quarters of Section 32, Lake Township, Range 8, Stark County, Ohio, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said waterline extension.
- (b) An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an amended agreement, by and between the city, and the Akron-Canton Regional Airport Authority ("Airport") requiring the Airport to make payment to the City in the amount of \$23,537 for certain improvements to the City's water system to provide adequate flow and pressure to the Airport, and repealing Ordinance No. 36 – 2006, which authorized the previous amended agreement, and repealing any and all legislation inconsistent herewith.

2. Finance and Property Committee

Chairperson: Dan Griffith
Vice Chairperson: Marcia Kiesling
Mark Cerreta
Doug Foltz
Dominic Fonte
Daniel Peters
Stephanie Werren

- (a) An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, to be appropriated from the unappropriated resources of the Permit Fee Fund to the State Building Permit Fees Account in the amount of \$3,000.00 for the current expenses during the fiscal year ending December 31, 2015.
- (b) An ordinance authorizing the Mayor of the City of North Canton to accept and utilize funds donated by the North Canton Lions Club for the purchase of 60 trees to be planted throughout the City, and declaring the same to be an emergency.
- (c) An ordinance authorizing the Mayor of the City of North Canton, Ohio, to enter into a settlement agreement between the City and Zablo & Sons Building Corporation regarding a dispute over the foundation and construction of a proposed building located at 840 Easthill Street SE, North Canton, which caused the City to issue a notice of violation and file a complaint in the Canton Municipal Court, case number 2015CRB01881.

3. Adjourn.

North Canton City Council
Water, Sewer and Rubbish Committee

Ordinance No. - 2015

An ordinance authorizing the waterline extension for St. James Place No. 13, located in part of the S.E. and S.W. Quarters of Section 32, Lake Township, Range 8, Stark County, Ohio, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said waterline extension.

WHEREAS, St. James Place No. 13 requires a waterline extension; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to extend a waterline to St. James Place No. 13, located in part of the S.E. and S.W. Quarters of Section 32, Lake Township, Range 8, Stark County, Ohio, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said waterline extension.
- Section 2. That payment of the full cost of said waterline extension shall be the responsibility of the applicant-developer.
- Section 3. That pursuant to Section 925.01 of the Codified Ordinances, Council hereby authorized the extension of the aforementioned waterline located outside the corporate limits of the City of North Canton.
- Section 4. That said waterline extension shall be pursuant to Section 935.08, Nonresident's Use of Water or Sanitary Sewer Service agreement of the Codified Ordinances of the City of North Canton.
- Section 5. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above-specified cost upon receipt of vouchers duly approved by the proper department authority from appropriations applicable thereto.
- Section 6. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2015

David Held, Mayor

Signed: _____, 2015

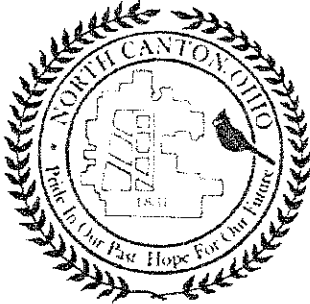
ATTEST:

Mary Beth Bailey, Clerk of Council

RECEIVED

AUG 27 2015

ADMINISTRATION
NORTH CANTON, OHIO



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

August 25, 2015

To: **Daniel Jeff Peters, President**
City Council

Subject: **WATER MAIN EXTENSION – St. James Place #13**

Requested By:

F. Brinkley
City Engineer

Date:

8/26/15

Approved By:

[Signature]
Director of Administration

Date:

8/27/15

An ordinance authorizing a water main extension for St. James Place #13.
Attached is the Water Main Extension request. Also attached is a copy of sample
Ordinance No. 110-04.

EMERGENCY REQUESTED:

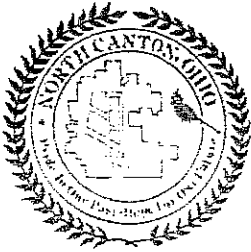
Yes _____

No X

RECEIVED

AUG 27 2015

COUNCIL OFFICE
NORTH CANTON, OHIO



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

WATER MAIN EXTENSION REQUEST

(Submit to the City Engineer's Office)

NAME OF DEVELOPMENT / PROJECT:

DEVELOPER:

ENGINEER:

COMPANY	McKINLEY DEVELOPMENT CO.	COMPANY	COOPER & ASSOCIATES, LLP
AGENT	RICH COSTIN	CONTACT	BRYAN J. ASHMAN
ADDRESS	1201 S. MAIN ST; SUITE 200	ADDRESS	1359 MARKET AVE. NORTH
	N. CANTON, OHIO 44720		CANTON, OHIO 44714
PHONE	330-497-8686	PHONE	330-452-5731
FAX	330-497-8899	FAX	NONE

LOCATION/DESCRIPTION:

12" MAINLINE EXTENSION IN THE SE QTR SECTION 32 OF LAKE TOWNSHIP; FROM THE EXISTING TERMINAL POINT AT THE SOUTH END OF McTHOMAS AVE TO THE SOUTH LIMITS OF THE PROPOSED McTHOMAS AVE AS PART OF THE ST. JAMES PLACE #13 DEVELOPMENT. ALSO INCLUDED WILL BE AN 8" WATERLINE TO THE WEST ALLOTMENT LINE FOR LOOP CONNECTION WITH THE EXISTING WATER LINE AT THE EAST SIDE OF THE EXISTING VILLAS AT ST. JAMES PLACE.

PROPOSED SIZE: 12" & 8" ESTIMATED LENGTH: 12" = 915'; 8" = 174' ESTIMATED COST: \$ \$74,800.00
ESTIMATED WATER DEMAND (GPD): 6,000

I, RICH COSTON WITH McKINLEY DEVELOPMENT CO., being the Developer/agent for the developer, hereby request the City Council of the City of North Canton approve the extension of a water main outside the city corporation limit as described above.

All costs associated with this extension will be born by the developer, including but not limited to plan review fees, inspection fees, OEPA Approval, construction costs, booster pumps, etc. The engineer for the developer will be required to certify that the design of the water main extension will supply the required flows and pressures for the intended purpose at this extension.

The developer is required to furnish "record" mylars (4 mil thick) and digital drawing files in PDF format.

Signed: Richard J Costin Date: 8/18/2015
Developer / Agent

Reviewed By J. Bueh Date: 8/20/15
City Engineer

6/24/04-mib
(Water, Sewer & Rubb)

ORDINANCE NO. 110-04

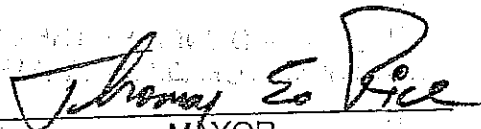
An ordinance authorizing a waterline extension to St. James Place No. 10, located in part of the S.E. and S.W. Quarters of Section 32, Lake Township, Range 8, Stark County, Ohio in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said waterline extension, and declaring the same to be an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON,
COUNTY OF STARK, STATE OF OHIO:

- Section 1. That the Administration of the City of North Canton, be, and is hereby authorized to extend a waterline to St. James Place No. 10, located in part of the S.E. and S.W. Quarters of Section 32, Lake Township, Range 8, Stark County, Ohio in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said waterline extension.
- Section 2. That payment of the full cost of said waterline extension shall be the responsibility of the applicant-developer.
- Section 3. That pursuant to Section 925.01(e) of the Codified Ordinances, Council hereby authorized the extension of the aforementioned waterline located outside the corporate limits of the City of North Canton.
- Section 4. That said waterline extension shall be pursuant to Section 935.08, Nonresident's Use of Water or Sanitary Sewer Service; Agreement, of the Codified Ordinances of the City of North Canton.
- Section 5. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified cost upon receipt of vouchers duly approved by the proper departmental authority from appropriations applicable thereto.

Section 6. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely installation of the water line; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH
Passed: 6/28/04


MAYOR

SIGNED: July 7, 2004

ATTEST:


CLERK OF COUNCIL

North Canton City Council
Water, Sewer and Rubbish Committee

Ordinance No. – 2015

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an amended agreement, by and between the city, and the Akron-Canton Regional Airport Authority ("Airport") requiring the Airport to make payment to the City in the amount of \$23,537 for certain improvements to the City's water system to provide adequate flow and pressure to the Airport, and repealing Ordinance No. 36 – 2006, which authorized the previous amended agreement, and repealing any and all legislation inconsistent herewith.

WHEREAS, the Airport water system requires certain upgrades; and

WHEREAS, the City desires to enter into an amended agreement for the Airport Water System Improvement Project.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into an amended agreement by and between the city, and the Airport which require the Airport to make payment to the City in the amount of \$23,537 in 2016, certain improvements to the City's water system, to provide adequate flow and pressure to the Airport.
- Section 2. That Ordinance No. 36 – 2006 and any and all legislation inconsistent herewith, be, and the same is hereby repealed.
- Section 3. That a copy of said agreement is attached hereto.
- Section 4. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2015

David Held, Mayor

Signed: _____, 2015

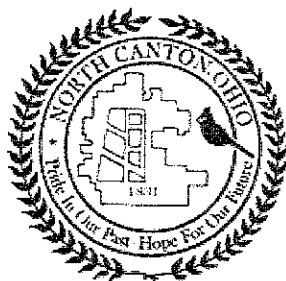
ATTEST:

Mary Beth Bailey, Clerk of Council

RECEIVED

AUG 25 2015

ADMINISTRATION
NORTH CANTON, OHIO



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

August 25, 2015

To: **Daniel J. Peters, President**
City Council

Subject: **CAK AIRPORT WATER SERVICE** (Amended Agreement)

Requested By: *J. B. Buckles*
City Engineer

Date: 8/25/15

Approved By: *[Signature]*
Director of Administration

Date: 8/25/15

A Request to Authorize the Mayor, through the Board of Control, to enter into an amended agreement with the Akron-Canton Airport Authority.

Attached is a copy of the proposed agreement, the existing agreement, and Ordinance No. 36-06

EMERGENCY REQUESTED: Yes _____ No **X**

RECEIVED

AUG 25 2015

COUNCIL OFFICE
NORTH CANTON, OHIO

COPY

**AMENDED AGREEMENT
AKRON-CANTON AIRPORT WATER SERVICE**

This Agreement is made and entered into this 17th day of May, 2006 by and between the Akron-Canton Regional Airport Authority, with offices located at 5400 Lauby Road #9, North Canton, Ohio 44720, duly authorized by a resolution adopted on the 16th day of February, 2006; hereinafter referred to as the **AIRPORT** and the City of North Canton, Ohio, a municipal corporation, organized and existing under the laws of the State of Ohio, hereinafter referred to as the **CITY**, duly authorized by Ordinance No. 36-06, passed by its Council on the 10th day of April, 2006. This agreement supercedes previous agreement dated December 20, 2004, and associated letter of clarification dated December 13, 2004.

WHEREAS, the **AIRPORT** currently utilizes a well system to furnish potable water for the **AIRPORT** facilities and certain lessees; and

WHEREAS, the **AIRPORT** wishes to abandon its current well system and connect to the **CITY'S** water system; and

WHEREAS, the **CITY** wishes to provide water service to the **AIRPORT** and its certain lessees; and

WHEREAS, it is in the best interest of the **AIRPORT** and the **CITY** to connect the **AIRPORT** facilities and its certain lessees to the **CITY'S** water system.

NOW, THEREFORE, in consideration of the covenants and agreement contained herein, it is mutually agreed by and between the parties as follows:

1. The **AIRPORT** shall construct a waterline to serve the **AIRPORT** and its lessees in accordance with **CITY** requirements. As indicated on attached waterline map MP-101, it is noted that some of the waterline currently exists.

2. The **AIRPORT** shall provide for the connections of the **AIRPORT** facilities and its lessees with approved valving, piping, meters, etc.
3. The **AIRPORT** shall dedicate the water mains and necessary easements to the **CITY**. The **AIRPORT** retains the right to relocate the water mains at their expense, with the approval of the **CITY**.
4. The **AIRPORT** will contract with a licensed plumber to install the new backflow preventers and meters.
5. The **AIRPORT** shall replace existing hydrants with new hydrants, in accordance with the City standards, and locate any additional hydrants as required by Green Fire Department.
6. The **AIRPORT** shall provide new isolation shutoff valves at each existing service lateral to individual buildings at the connection to the main, which is to become the City Waterline (if the valves do not already exist). These valves will allow the City to turn off service to individual customers.
7. The **AIRPORT** shall complete Phase I (as indicated on waterline map MP-101) and connect the Airport facilities and it's lessees, in accordance with items 1, 2, 3, 4, 5 and 6 above, by December 31, 2007. The **AIRPORT** shall complete Phase II & Phase III by December 31, 2008 and December 31, 2009, respectively.
8. The **AIRPORT** shall provide new domestic waterlines as indicated on attached waterline map (Sht P100).
9. The **CITY** shall provide water service to the **AIRPORT** and its lessees.
10. The **CITY**, at their sole expense, shall make improvements to their water system by December 31, 2006, to provide the **AIRPORT** with adequate flows, pressures and redundancy.
11. The **CITY** shall provide site inspections of the waterline installation during construction; these are supplemental to the owner/engineer inspections.
12. The **CITY** shall provide review of the construction plans during three (3) phases of design and provide comments to be incorporated into the construction set.
13. The **CITY** shall provide all associated items necessary for remote read of new water meters, if required.
14. The **CITY** plumbing inspectors and the Engineer/Architect for the Airport will visit each building to be served from the proposed City line to determine the modifications required for each building to meet the City's service connection requirements.
15. **CITY** inspectors will inspect any modifications to individual services to ensure that the City's requirements are met.

16. The **CITY** will provide water meters at the inside city rates (currently, \$650 for a 2" meter and \$205 for a 1" meter).
17. The **CITY** will not charge the Airport of the Airport's contractors any inspection, review, or "tap-in" fees.
18. The **AIRPORT** will pay the **CITY** \$50,000 in 2007 and \$50,000 in 2008 for the **CITY'S** improvements noted above.

IN WITNESS WHEREOF, we have hereunto set our hands to this instrument this

19th day of May, 2006.

WITNESSES:

Patricia A. DiRocco
Jamila Han

THE CITY OF NORTH CANTON

D. J. Hibel
Mayor

WITNESSES:

AKRON-CANTON REGIONAL AIRPORT AUTHORITY

Richard B. McFadden
Mary Lou Wilton

Frederick J. Kern
Secretary-Treasurer

Approved as to legal form and sufficiency:

By: David W. Jones
City of North Canton Law Director

COPY

**AMENDED AGREEMENT
AKRON-CANTON AIRPORT WATER SERVICE**

This Agreement is made and entered into this ____ day of _____, 2015 by and between the Akron-Canton Regional Airport Authority, with offices located at 5400 Lauby Road #9, North Canton, Ohio 44720, duly authorized by a resolution adopted on the ____ day of _____, 2015; hereinafter referred to as the **AIRPORT** and the City of North Canton, Ohio, a municipal corporation, organized and existing under the laws of the State of Ohio, hereinafter referred to as the **CITY**, duly authorized by Ordinance No. _____, passed by its Council on the ____ day of _____, 2015. This agreement supersedes previous agreement dated May 17, 2006.

WHEREAS, the **AIRPORT** currently utilizes a well system to furnish potable water for the **AIRPORT** facilities and certain lessees; and

WHEREAS, the **AIRPORT** wishes to abandon its current well system and connect to the **CITY'S** water system; and

WHEREAS, the **CITY** wishes to provide water service to the **AIRPORT** and its certain lessees; and

WHEREAS, it is in the best interest of the **AIRPORT** and the **CITY** to connect the **AIRPORT** facilities and its certain lessees to the **CITY'S** water system.

NOW, THEREFORE, in consideration of the covenants and agreement contained herein, the sufficiency of which is hereby acknowledged, it is mutually agreed by and between the parties as follows:

1. The **AIRPORT** shall construct a waterline to serve the **AIRPORT** and its lessees in accordance with **CITY** requirements. As indicated on attached waterline map MP-101, it is noted that some of the waterline currently exists.

2. The **AIRPORT** shall provide for the connections of the **AIRPORT** facilities and its lessees with approved valving, piping, meters, etc.
3. The **AIRPORT** shall dedicate the water mains and necessary easements to the **CITY**. The **AIRPORT** retains the right to relocate the water mains at their expense, with the approval of the **CITY**.
4. The **AIRPORT** will contract with a licensed plumber to install the new backflow preventers and meters.
5. The **AIRPORT** shall replace existing hydrants with new hydrants, in accordance with the City standards, and locate any additional hydrants as required by Green Fire Department.
6. The **AIRPORT** shall provide new isolation shutoff valves at each existing service lateral to individual buildings at the connection to the main, which is to become the City Waterline (if the valves do not already exist). These valves will allow the City to turn off service to individual customers.
7. The **AIRPORT** shall complete Phase II (as indicated on waterline map Amended MP-101) and connect the Airport facilities and its lessees, in accordance with items 1, 2, 3, 4, 5 and 6 above by December 31, 2015.
8. The **CITY** shall provide water service to the **AIRPORT** and its lessees.
9. The **CITY** shall make improvements to its water system by December 31, 2015, to provide the **AIRPORT** with adequate flows, pressures and redundancy.
10. The **CITY** shall provide site inspections of the waterline installation during construction; these are supplemental to the owner/engineer inspections.
11. The **CITY** shall provide review of the construction plans during two (2) phases of design and provide comments to be incorporated into the construction set.
12. The **CITY** shall provide all associated items necessary for remote read of new water meters, if required.
13. The **CITY's** plumbing inspectors and the Engineer/Architect for the Airport will visit each building to be served from the proposed City line to determine the modifications required for each building to meet the City's service connection requirements.
14. **CITY** inspectors will inspect any modifications to individual services to ensure that the City's requirements are met.

15. The **CITY** will provide water meters at the inside city rates (currently, \$650 for a 2" meter and \$205 for a 1" meter).
16. The **CITY** will not charge the Airport of the Airport's contractors any inspection, review, or "tap-in" fees.
17. The **AIRPORT** will pay the **CITY** \$23,537 in 2016 for the **CITY'S** improvements noted above.

IN WITNESS WHEREOF, we have hereunto set our hands to this instrument this _____ day of _____, 2015.

WITNESSES:

THE CITY OF NORTH CANTON

Mayor

WITNESSES:

AKRON-CANTON REGIONAL AIRPORT AUTHORITY

Secretary-Treasurer

Approved as to legal form and sufficiency:

By: _____
City of North Canton Law Director

RECORD OF ORDINANCES

36-06

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed _____, 20____

2/23/06-gmk
(Water, Sewer & Rubbish)

Ordinance No. 36-06.

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an amended Agreement by and between the City of North Canton ("City") and the Akron-Canton Regional Airport Authority ("Airport") requiring the Airport to make payment to the City in the amount of \$100,000.00 for certain improvements to the City's water system to provide adequate flow and pressure for the Airport; and repealing Ordinance No. 155-04 which authorized the original Agreement, and any and all legislation inconsistent herewith.


BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into an amended Agreement by and between the City of North Canton ("City") and the Akron-Canton Regional Airport Authority ("Airport") requiring the Airport to make payment to the City in the amount of \$100,000.00 for certain improvements to the City's water system to provide adequate flow and pressure for the Airport.
- Section 2. That Ordinance No. 155-04 and any and all legislation inconsistent herewith, be, and the same is hereby repealed.
- Section 3. That a copy of said Agreement is attached hereto and incorporated herein as if fully rewritten herein. ✓
- Section 4. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

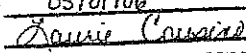
North Canton, OH
Passed: 4/10/06


MAYOR

SIGNED: 4-11, 2006

ATTEST:

CLERK OF COUNCIL

G:\legislation\36-06.doc

Published in THE REPOSITORY
DATES: 05/01/06

ASST. CLERK OF COUNCIL

North Canton City Council
Finance and Property Committee

Ordinance No. – 2015

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated resources of the Permit Fee Fund to the State Building Permit Fees Account in the amount of \$3,000.00 for the current expenses during the fiscal year ending December 31, 2015.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. To provide for the current expenses and other expenditures of the City of North Canton, Ohio, during the fiscal year ending December 31, 2015, the following funds, be, and are hereby set aside and appropriated as follows:

Appropriate From:

The unappropriated resources of the Permit Fee Fund \$3,000.00

Appropriate To:

871 PERMIT FEE FUND
871.627.5200 State Building Permit Fees \$3,000.00

Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to issue warrants from appropriations established herein for the payment of vouchers duly approved by the proper departmental authority.

Section 3. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 4. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____, 2015

David Held, Mayor

SIGNED: _____, 2015

ATTEST:

Mary Beth Bailey, Clerk of Council



145 North Main St. · North Canton, OH 44720
Phone: 330-499-3466 Fax: 330-499-2960
karen@northcantonohio.com

CITY OF NORTH CANTON

Karen Alger
Director of Finance

September 2, 2015

TO: Daniel J. Peters
President of Council

RE: Supplemental Appropriation Request

I am requesting that Council consider legislation appropriating funds in the amount of **\$3,000 for the Permit Fee Fund for payment relating to the required 1% Residential and 3% Commercial state fees.** I am requesting a supplemental appropriation as follows:

- \$3,000 from the Unappropriated Resources of the Permit Fee Fund to A/C 871.627.5200. (State Building Permit Fees).

Permits have exceeded expectation on the number of permits pulled for projects within the City, therefore, we request an increase in appropriation to pay the State their portion by law the permit fees collected.

Respectfully submitted,

Karen S. Alger
Director of Finance

RECEIVED

SEP 02 2015

COUNCIL OFFICE
NORTH CANTON, OHIO

North Canton City Council
Finance and Property Committee

Ordinance No. - 2015

An ordinance authorizing the Mayor of the City of North Canton to accept and utilize funds donated by the North Canton Lions Club for the purchase of 60 trees to be planted throughout the City, and declaring the same to be an emergency.

WHEREAS, the North Canton Lions Club has generously donated funds to the City of North Canton for the purpose of purchasing of 60 trees to be planted throughout the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to accept and utilize the funds donated by the North Canton Lions Club for the purchase of 60 trees to be planted throughout the City.
- Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified purchase of 60 trees to be planted throughout the City upon receipt of vouchers duly approved by the proper departmental authority, from appropriations applicable hereto.
- Section 3. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary in order for the City to purchase and plant the trees before the end of the summer season; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by council and approval by the Mayor.

Passed in Council this _____ day of _____ 2015.

David Held, Mayor

Signed: _____, 2015

ATTEST:

Mary Beth Bailey, Clerk of Council



145 North Main St. • North Canton, OH 44720
Phone: 330-499-8223 Fax: 330-305-0603
mgrimes@northcantonohio.gov

CITY OF NORTH CANTON

Michael J. Grimes
Director of Administration

Agenda Item Request

To: Daniel J. Peters, Council President

Date: August 26, 2015

Subject: Budget Line Item – Tree / Cityscape Donation

The City is in the delightful position of needing to create a budget line item for donations. The North Canton Lion's Club is celebrating their 60 year anniversary of service and in conjunction with that they wish to donate money specifically for the purchase of 60 trees to be planted in the city.

In the past, Council has used the "voice vote" procedure to accept these types of funds and set up an account to accept donations. Obviously that would be up to your prerogative on what procedure you ultimately decide to utilize.

Finance Director Alger would set up a separate line item in the budget, most likely in the General Trust Fund for Tree / Cityscape Contributions.

Although I am sure there are other methods of setting up the account to accept these funds, this procedure has passed muster in past audits of our City accounts.

Respectfully Submitted,

Michael J. Grimes

Copy;

Finance Director Alger
Supt. Services & Utilities Davis
File

RECEIVED

AUG 26 2015

COUNCIL OFFICE
NORTH CANTON, OHIO

North Canton City Council
Finance and Property Committee

Ordinance No. - 2015

An ordinance authorizing the Mayor of the City of North Canton, Ohio, to enter into a settlement agreement between the City and Zablo & Sons Building Corporation regarding a dispute over the foundation and construction of a proposed building located at 840 Easthill Street SE, North Canton, which caused the City to issue a notice of violation and file a complaint in the Canton Municipal Court, case number 2015CRB01881.

WHEREAS, the parties hereto desire to resolve the underlying dispute that led to the a notice of violation and the filing of the above-described complaint; and

WHEREAS, this tentative agreement has been reduced to writing, has been submitted to North Canton's City Council, and is on file in the office of Council's clerk.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor, be, and is hereby authorized to enter into a settlement agreement between the City of North Canton and Zablo & Sons Building Corporation regarding a dispute over the foundation and construction of a proposed building located at 840 Easthill Street SE, which caused the City to issue a notice of violation and file a complaint in the Canton Municipal Court, case number 2015CRB01881.
- Section 2. That a copy of the tentative agreement is attached hereto and is incorporated herein.
- Section 3. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 4. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2015

David Held, Mayor

Signed: _____, 2015

ATTEST:

Mary Beth Bailey, Clerk of Council